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**WHEREAS**, in 1990 the Board of County Commissioners of St. Lucie County, Florida, adopted the St. Lucie County Comprehensive Plan; and

**WHEREAS**, §163.3184(15), Florida Statutes, requires that the Comprehensive Plan be adopted by the governing body of the local government by Ordinance; and

**WHEREAS**, in 2005, the Florida Legislature enacted Chapter 2005-290, Laws of Florida, which provided for public school concurrency to ensure that public schools are available at the adopted level of service and concurrent with the construction of residential development; and

1  
2  
3 **WHEREAS**, pursuant to the recently-enacted legislation, the County desires to enhance  
4 the coordination and integration of planning for school capacity with the comprehensive  
5 planning processes; and  
6  
7

8 **WHEREAS**, County Staff recommends the approval of the proposed amendments; and  
9  
10

11 **WHEREAS**, the Local Planning Agency, at its meeting on March 20, 2008, considered  
12 the proposed amendments to the County's Comprehensive Plan and voted to transmit the  
13 amended Plan to the Board of County Commissioners and the Department of Community  
14 Affairs ("DCA") with a favorable recommendation; and  
15  
16

17 **WHEREAS**, the Board of County Commissioners, at its meeting on May 20, 2008  
18 considered the proposed amendments to the County's Comprehensive Plan and  
19 continued the public hearing to July 1, 2008; and  
20  
21

22 **WHEREAS**, the Board of County Commissioners and the School Board held a joint  
23 meeting on June 9, 2008 to discuss the Public School Facility Element and Interlocal  
24 Agreement; and  
25  
26

27 **WHEREAS**, the Board of County Commissioners, at its meeting on July 1, 2008  
28 considered the proposed amendments to the County's Comprehensive Plan and voted to  
29 transmit the amended Plan to the Department of Community Affairs ("DCA") with a  
30 favorable recommendation; and  
31  
32

33 **WHEREAS**, the County has received an Objections, Recommendations and Comments  
34 ("ORC") Report from the DCA, and responded to objections raised therein; and  
35  
36

37 **WHEREAS**, the Board of County Commissioners deems that the adoption of the  
38 amendments to the Comprehensive Plan are in the best interests of the citizens and  
39 residents of the County.  
40  
41

42 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**

1 **COMMISSIONERS OF ST. LUCIE COUNTY, FLORIDA THAT:**

2  
3 **Section 1.** The foregoing "Whereas" clauses are hereby ratified as true and correct  
4 and incorporated herein by this reference.  
5

6 **Section 2.** In order to comply with the provisions of Chapter 163, Florida Statutes, the  
7 Board of County Commissioners of St. Lucie County, Florida hereby adopts the  
8 County's Public School Facility Element attached hereto as Exhibit 1 amending  
9 the Comprehensive Plan by Ordinance No. 08-014.  
10

11 **Section 3. CONFLICTING PROVISIONS**

12  
13 Special acts of the Florida Legislature applicable only to unincorporated areas of  
14 St. Lucie County, County Ordinances and County Resolutions, or parts thereof, in  
15 conflict with this Ordinance are hereby superseded by this Ordinance to the extent  
16 of such conflict.  
17

18 **Section 4. SEVERABILITY**

19  
20 If any portion of this Ordinance is for any reason held or declared to be  
21 unconstitutional, inoperative or void, such holding shall not affect the remaining  
22 portions of this Ordinance. If this Ordinance or any provision thereof shall be held  
23 to be inapplicable to any person, property, or circumstances, such holding shall  
24 not affect its applicability to any other person, property or circumstance.  
25

26 **Section 5. FILING WITH THE DEPARTMENT OF STATE**

27  
28 The Clerk is hereby directed forthwith to send a certified copy of this Ordinance to  
29 the Bureau of Laws, Department of State, The Capitol, Tallahassee, Florida,  
30 32304.  
31

32 **Section 6. FILING WITH THE DEPARTMENT OF COMMUNITY AFFAIRS**

33  
34 The Growth Management Director shall send a certified copy of this Ordinance to  
35 the Department of Community Affairs, 2555 Shumard Oak Boulevard,  
36 Tallahassee, Florida 32399-2100.  
37

38 **Section 7. EFFECTIVE DATE**

39  
40 This Ordinance shall take effect upon the issuance by the State Land Planning  
41 Agency of a Notice of Intent to find the adopted amendment in compliance in

1 accordance with Section 163.3184(9), or Section 125.66(4)(a), Florida Statutes, or  
2 upon the Administration Commission issuing a final order finding the adopted  
3 amendment in compliance in accordance with Section 163.3184(10).  
4

5 **THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK.**  
6  
7

8 **ADOPTION**  
9

10 After motion and second, the vote on this Ordinance was as follows:

11  
12 Chairman Joseph E. Smith XXX

13  
14 Vice-Chairman Paula A. Lewis XXX

15  
16 Commissioner Doug Coward XXX

17  
18 Commissioner Charles Grande XXX

19  
20 Commissioner Chris Craft XXX  
21

22  
23 **PASSED AND DULY ADOPTED** This XX Day of XXXXX, 2008.  
24

25  
26 BOARD OF COUNTY COMMISSIONERS  
27 ST. LUCIE COUNTY, FLORIDA  
28

29  
30 BY \_\_\_\_\_  
31 Chairman  
32

33  
34 ATTEST:

35 APPROVED AS TO FORM  
36 AND CORRECTNESS:

37  
38 \_\_\_\_\_  
39 Deputy Clerk  
40  
41

\_\_\_\_\_  
County Attorney

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ar

## **Exhibit 1**

# **Public School Facility Element**

DRAFT